

**REAL ESTATE EXAMINING BOARD
MEETING MINUTES
OCTOBER 20, 2016**

PRESENT: Kitty Jedwabny (*joined the meeting at 10:09 a.m.*), Brian McGrath, Dennis Pierce, Randal Savaglio, Robert Webster

EXCUSED: Richard Marino, Michael Mulleady

STAFF: Brittany Lewin, Executive Director; Nilajah Hardin, Bureau Assistant; Sharon Henes, Administrative Rules Coordinator; and Other Department Staff

CALL TO ORDER

Randal Savaglio, Vice Chairperson, called the meeting to order at 10:03 a.m. A quorum of four (4) members was confirmed.

ADOPTION OF AGENDA

Amendments to the Agenda:

- *Under Item J. 1. Application Review: Add “b) Paul Rapala – Real Estate Salesperson Application”*

MOTION: Dennis Pierce moved, seconded by Brian McGrath, to adopt the agenda as amended. Motion carried unanimously.

APPROVAL OF THE MINUTES OF AUGUST 18, 2016

MOTION: Dennis Pierce moved, seconded by Brian McGrath, to approve the minutes of August 18, 2016 as published. Motion carried unanimously.

Kitty Jedwabny joined the meeting at 10:09 a.m.

CLOSED SESSION

MOTION: Brian McGrath moved, seconded by Robert Webster, to convene to closed session to deliberate on cases following hearing (s. 19.85(1)(a), Stats.); to consider licensure or certification of individuals (s. 19.85(1)(b), Stats.); to consider closing disciplinary investigations with administrative warnings (ss. 19.85 (1)(b), and 440.205, Stats.); to consider individual histories or disciplinary data (s. 19.85 (1)(f), Stats.); and to confer with legal counsel (s. 19.85(1)(g), Stats.). Stephen Beers read the language of the motion. The vote of each member was ascertained by voice vote. Roll Call Vote: Kitty Jedwabny-yes; Brian McGrath-yes; Dennis Pierce-yes; Randal Savaglio-yes; Robert Webster-yes. Motion carried unanimously.

The meeting convened into Closed Session at 10:11 a.m.

RECONVENE TO OPEN SESSION

MOTION: Dennis Pierce moved, seconded by Brian McGrath, to reconvene into open session. Motion carried unanimously.

The meeting reconvened into Open Session at 10:57 a.m.

**VOTE ON ITEMS CONSIDERED OR DELIBERATED UPON IN CLOSED SESSION,
IF VOTING IS APPROPRIATE**

MOTION: Brian McGrath moved, seconded by Dennis Pierce, to affirm all votes made in Closed Session. Motion carried unanimously.

DIVISION OF LEGAL SERVICES AND COMPLIANCE (DLSC) MATTERS

Proposed Stipulations, Final Decisions and Orders

MOTION: Dennis Pierce moved, seconded by Brian McGrath, to adopt the Findings of Fact, Conclusions of Law and Order in the matter of disciplinary proceedings against:

1. 15 REB 001 – Tracy L. Turner
2. 15 REB 004 – Dennis J. Jochman and Bechard Investments Inc.
3. 15 REB 045 – Noelle C. Stevens and MadisonFlatFeeHomes.com, LLC
4. 15 REB 055 – Michael Roberson
5. 15 REB 090 - Uri Fried

Motion carried unanimously.

Case Closings

MOTION: Dennis Pierce moved, seconded by Brian McGrath, to close the following cases for the reasons outlined below:

1. 15 REB 061 (L.A.H. and H.R.I.) – Insufficient Evidence
2. 15 REB 064 (J.S.) – Insufficient Evidence
3. 15 REB 113 (A.C. and J.R.E., L.L.C.) – Insufficient Evidence
4. 15 REB 113 (M.S.) - Prosecutorial Discretion (P1)

Motion carried unanimously.

Monitoring

Nick Lasier – Requesting Full Licensure

MOTION: Dennis Pierce moved, seconded by Brian McGrath, to grant the request of Nick Lasier for full licensure. Motion carried unanimously.

Scott Salan - Requesting Full Licensure

MOTION: Dennis Pierce moved, seconded by Brian McGrath, to grant the request of Scott Salan for full licensure. Motion carried unanimously.

CREDENTIALING MATTERS

Araceli Aguilar – Real Estate Salesperson Application

MOTION: Brian McGrath moved, seconded by Dennis Pierce, to approve the Real Estate Salesperson application of Araceli Aguilar, once all requirements are met.
Motion carried unanimously.

Paul Rapala - Real Estate Salesperson Application

MOTION: Brian McGrath moved, seconded by Dennis Pierce, to offer Paul Rapala a Limited License, with terms acceptable to the Board. **Reason for Denial:** Denial of full licensure per Wis. Stat. § 452.03 and Wis. Admin. Code ch. REEB 24. Motion carried unanimously.

ORDERS FIXING COSTS

Mike Mendez (ORDER0004882)(DHA Case #SPS-16-0038)(DLSC Case #14 REB 021)

MOTION: Dennis Pierce moved, seconded by Brian McGrath, to adopt the Order Fixing Costs in the matter of disciplinary proceedings against Mike Mendez, Respondent (ORDER0004882)(DHA Case No. SPS-16-0038)(DLSC Case No. 14 REB 021). Motion carried unanimously.

Timothy D. Russell (ORDER0004883)(DHA Case #SPS-16-0041)(DLSC Case #14 REB 063)

MOTION: Brian McGrath moved, seconded by Dennis Pierce, to adopt the Order Fixing Costs in the matter of disciplinary proceedings against Timothy D. Russell, Respondent (ORDER0004883)(DHA Case No. SPS-16-0041)(DLSC Case No. 14 REB 063). Motion carried unanimously.

ADJOURNMENT

MOTION: Brian McGrath moved, seconded by Dennis Pierce, to adjourn the meeting.
Motion carried unanimously.

The meeting adjourned at 10:59 a.m.